



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023

## OCT 24 2001

MATTHEW E. HINSCH Townsend and Townsend and Crew Two Embarcadero Center 8th Floor San Francisco, Ca 94111

In re Application of

YANOFSKY, Martin

Application No.:09/869,582

PCT No.:PCT/US99/24407

Int. Filing Date: 15 October 1999

Priority Date: 16 October 1998

Attorney Docket No.: 19425A-00221

For: METHODS OF SUPPRESSING

FLOWERING IN TRANSGENIC PLANTS

DECISION ON PETITION UNDER 37 CFR 1.137(b)

The petition to revive under 37 CFR 1.137(b) filed 28 June 2001 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that the "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" meets the requirements of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has submitted the basic national fee of \$860 and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the United States Designated/Elected Office (US/DO/EO) for continued processing including the issuance of a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an oath or declaration along with the \$130 surcharge for filing the oath or declaration after the thirty-month period is required.

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